

**27—10.73(161A) Eligibility for financial incentives.**

**10.73(1) District cooperator.** Rescinded IAB 7/18/07, effective 6/27/07.

**10.73(2) Administrative order.** Rescinded IAB 7/18/07, effective 6/27/07.

**10.73(3) Practices installed on adjoining public lands.** Where soil and water conservation practices are installed on public lands, which benefit adjoining private lands, and costs of the installation are to be shared by the parties, state cost-share funds may be used to cost-share the landowner cost of the erosion control portion of the project.

**10.73(4) Ineligible lands.**

*a.* Iowa financial incentive funds shall not be used to reimburse other units of government for implementing soil and water conservation practices.

*b.* Privately owned land not used for agricultural production shall not qualify for financial incentives.

*c.* Tracts of land used for agricultural production which are less than ten acres in size and from which less than \$2,500 of agricultural products are sold annually shall not qualify for financial incentives funds, unless approved by the commissioners as part of a group project or as a continuation of an adjacent system.

*d.* Tracts of land enrolled in the United States Department of Agriculture's Conservation Reserve Program (CRP) that have more than 90 days left on the contract.

**10.73(5) Need for soil and water conservation practices.**

*a.* Financial incentives shall be available only for those soil and water conservation practices determined to be needed by the district to reduce excessive erosion or sedimentation and included in the designated practices identified in Part 8 of these rules. Such determination of need shall be made by a qualified technician.

*b.* At the discretion of the SWCD commissioners, practice construction may be allowed during the last 90 days of the CRP contract.

**10.73(6) District priorities.** Each application for financial incentives shall be evaluated under the priority system adopted by the district for disbursement of allocated funds. The district priority system shall be reviewed annually by the district. The priority system shall be sent electronically to the division for the division's record after the annual review. The priority system shall give consideration to the public benefit derived. The priority system adopted by the district shall be made available for review at the district office.

[ARC 8766B, IAB 5/19/10, effective 7/1/10; ARC 0737C, IAB 5/15/13, effective 7/1/13]